

1 District Judge Richard A. Jones
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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

E.L.A. and O.L.C.,

Case No. 2:20-cv-1524-RAJ

Plaintiffs,

**JOINT MOTION TO LIFT STAY OF
PROCEEDINGS**

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UNITED STATES OF AMERICA,

NOTE ON MOTION CALENDAR:
December 21, 2021

Defendant.

The Parties, by and through the undersigned counsel, jointly move this Court to lift the stay of proceedings in this case. A stay has been in effect in this case since July 9, 2021, in light of ongoing settlement discussions to discuss a potential nationwide resolution of Federal Tort Claims Act cases involving family separations. Following the parties' most recent motion to continue that stay, Dkt. 31, counsel for the government informed the counsel coordinating the settlement talks on behalf of the separated families that a nationwide resolution is not possible.

As a result, because the reason for the stay between the parties is no longer applicable, the parties respectfully request that the Court lift the stay in this case. At the time the Court first issued a stay, Defendant's motion to transfer and dismiss was fully briefed and pending, and the Court had reached out to schedule oral arguments on that motion. The Court had also removed from the calendar all deadlines in the case, including for the Federal Rule of Civil Procedure

1 26(f) conference and report. The parties will await the Court's decision on Defendants' pending
2 motion once the stay is lifted in order to proceed with the case.

3 Respectfully submitted,

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16 Attorneys for the United States

ORDER

Having reviewed the parties' joint motion to lift the stay of proceedings, the Court GRANTS the motion. A stay of proceedings is no longer in effect. **IT IS SO ORDERED.**

Dated this _____ day of _____, 2021.

The Honorable Richard A. Jones
United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on December 21, 2021, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to those attorneys of record registered on the CM/ECF system.

DATED this 21st day of December, 2021.

s/ Aaron Korthuis
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